IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF PUERTO RICO

IN RE	*	BKRTCY. NO. 19-3569 ESL
RIVERA PEREZ, LUIS IGNACIO	*	CHAPTER 13
xxx-xx-7464 MORALES MORENO, SILVIA ENID	*	
xxx-xx-6200	*	
DEBTORS		

DEBTORS' NOTICE OF FILING of <u>AMENDED FORM 122C-2</u> CHAPTER 13 CALCULATION OF YOUR DISPOSABLE INCOME

TO THE HONORABLE COURT:

COME NOW, LUIS IGNACIO RIVERA PEREZ and SILVIA ENID MORALES MORENO, the Debtors in the above captioned case, through the undersigned attorney, and very respectfully state and pray as follows:

1. The Debtors are hereby submitting *Amended Form 122C-2 Chapter 13 Calculation of Your Disposable Income*, dated August 26, 2019, herewith and attached to this motion.

2. The amendment to Form 122C-2 is filed to delete the \$526.00 life insurance expenses from Line 18 since this is not a term policy, pursuant to *Trustee's Report on Confirmation*, Docket No. 19, in the above captioned case.

NOTICE PURSUANT TO LOCAL BANKRUPTCY RULE 1009(b)

Within thirty (30) days after service as evidenced by the certification, and an additional three (3) days pursuant to Fed. R. Bank. P. 9006(f) if you were served by mail, any party against whom this paper has been served, or any other party to the action who objects to the relief sought herein, shall serve and file an objection or other appropriate response to this paper with the Clerk's office of the U.S. Bankruptcy Court for the District of Puerto Rico. If no objection or other response is filed within the time allowed herein, the paper will be deemed unopposed and may be granted unless: (i) the requested relief is forbidden by law; (ii) the requested relief is against public policy; or (iii) in the opinion of the Court, the interest of justice requires otherwise.

CERTIFICATE OF SERVICE

I CERTIFY, that on this same date a copy of this Notice was filed with the Clerk of the Court using the CM/ECF system which will send notice of same to the Chapter 13 Trustee, the US Trustee's Office, and all CM/ECF participants; I also certify that a copy of this notice was sent via regular US mail to the debtor and to all creditors and interested parties (Non-CM/ECF participants) appearing in the master address list, hereby attached.

RESPECTFULLY SUBMITTED. In San Juan, Puerto Rico, this 26th day of August, 2019.

> /s/Roberto Figueroa Carrasquillo USDC #203614 RFIGUEROA CARRASQUILLO LAW OFFICE PSC ATTORNEY FOR the DEBTORS PO BOX 186 CAGUAS PR 00726 TEL NO 787-744-7699 FAX 787-746-5294

Email: rfc@rfigueroalaw.com

Debtor 1 LUIS IGNACIO RIVERA PEREZ Debtor 2 SILVIA ENID MORALES MORENO (Spouse, if filing) United States Bankruptcy Court for the: Case number (if known)

Check if this is an amended filing

Official Form 122C-2

Chapter 13 Calculation of Your Disposable Income

04/19

To fill out this form, you will need your completed copy of *Chapter 13 Statement of Your Current Monthly Income and Calculation of Commitment Period* (Official Form 122C-1).

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for being accurate. If more space is needed, attach a separate sheet to this form, include the line number to which additional information applies. On the top any additional pages, write your name and case number (if known).

Part 1:

Calculate Your Deductions from Your Income

The Internal Revenue Service (IRS) issues National and Local Standards for certain expense amounts. Use these amounts to answer the the questions in lines 6-15. To find the IRS standards, go online using the link specified in the separate instructions for this form. This information may also be available at the bankruptcy clerk's office.

Deduct the expense amounts set out in lines 6-15 regardless of your actual expense. In later parts of the form, you will use some of your actual expenses if they are higher than the standards. Do not include any operating expenses that you subtracted from income in lines 5 and 6 of Form 122C–1, and do not deduct any amounts that you subtracted from your spouse's income in line 13 of Form 122C–1.

If your expenses differ from month to month, enter the average expense.

Note: Line numbers 1-4 are not used in this form. These numbers apply to information required by a similar form used in chapter 7 cases.

5. The number of people used in determining your deductions from income

Fill in the number of people who could be claimed as exemptions on your federal income tax return, plus the number of any additional dependents whom you support. This number may be different from the number of people in your household.

2 Living 0 Housing

National Standards

You must use the IRS National Standards to answer the questions in lines 6-7.

6. Food, clothing, and other items: Using the number of people you entered in line 5 and the IRS National Standards, fill in the dollar amount for food, clothing, and other items.

1,288.00

7. Out-of-pocket health care allowance: Using the number of people you entered in line 5 and the IRS National Standards, fill in the dollar amount for out-of-pocket health care. The number of people is split into two categories--people who are under 65 and people who are 65 or older--because older people have a higher IRS allowance for health car costs. If your actual expenses are higher than this IRS amount, you may deduct the additional amount on line 22.

Debtor 1	
Dobtor 2	

RIVERA PEREZ, LUIS IGNACIO & MORALES

Debtor 2 MORENO, SILVIA ENID

Case number (if known)

	ole w	ho are under 65 years of age						
	7a.	Out-of-pocket health care allowance per person	\$	55				
	7b.	Number of people who are under 65	х	2				
	7c.	Subtotal. Multiply line 7a by line 7b.	\$	110.00	Copy here=>	\$	110.00	
Peo	ple w	rho are 65 years of age or older						
	7d.	Out-of-pocket health care allowance per person	\$	114				
	7e.	Number of people who are 65 or older	x	0				
	7f.	Subtotal. Multiply line 7d by line 7e.	\$	0.00	Copy here=>	\$	0.00	
	7g.	Total. Add line 7c and line 7f		\$	110.00	Сору	total here=>	\$110.00
pur	oses Iousi	n information from the IRS, the U.S. Trustee Prog s into two parts: ing and utilities - Insurance and operating expen ing and utilities - Mortgage or rent expenses		livided the IRS Lo	ocal Standard fo	or housing	g for bankr	uptey
Toa	nsweruction Hou the o	er the questions in lines 8-9, use the U.S. Truste ons for this form. This chart may also be available using and utilities - Insurance and operating expedible amount listed for your county for insurance and utilities - Mortgage or rent expenses: Using the number of people you entered in line 5,	le at the ba enses: Using operating of fill in the do	ankruptcy clerk's ng the number of p expenses.	office.	ed in line s	50	cified in the separate
To a inst	Hou Hou 9a.	er the questions in lines 8-9, use the U.S. Truste ons for this form. This chart may also be availab using and utilities - Insurance and operating expe dollar amount listed for your county for insurance and using and utilities - Mortgage or rent expenses:	le at the ba enses: Usin operating of fill in the do i. ad other deb	ankruptcy clerk's ng the number of p expenses. bilar amount ots secured by you unts that are	s office. people you enter	:55	5, fill in \$	E. Sathanan anarol
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To a inst	Hou 9a.	er the questions in lines 8-9, use the U.S. Truste ons for this form. This chart may also be available using and utilities - Insurance and operating expediollar amount listed for your county for insurance and utilities - Mortgage or rent expenses: Using the number of people you entered in line 5, listed for your county for mortgage or rent expenses. Total average monthly payment for all mortgages are To calculate the total average monthly payment, a contractually due to each secured creditor in the 60 bankruptcy. Next divide by 60. Name of the creditor Scotiabank De Puerto R 9b. Total average monthly payment.	fill in the do	ankruptcy clerk's ng the number of pexpenses. Collar amount Cots secured by you unts that are er you file for erage monthly yment: 923.00	copy	ed in line \$	923.00	Repeat this amount on line 33a.

RIVERA PEREZ, LUIS IGNACIO & MORALES MORENO, SILVIA ENID

Case number (if known)

11.	Local transportation expenses: Check the number of vehicle	s for which you claim an	ownership or op	erating exp	ense.	
	■ 0. Go to line 14.					
	☐ 1. Go to line 12.					
	2 or more. Go to line 12.					
12.	Vehicle operation expense: Using the IRS Local Standards expenses, fill in the Operating Costs that apply for your Census	and the number of vehicl region or metropolitan st	es for which yo atistical area.	u claim the	operating \$	0.00
13.	Vehicle ownership or lease expense: Using the IRS Local S may not claim the expense if you do not make any loan or lease two vehicles.	tandards, calculate the ne payments on the vehicle.	et ownership or l In addition, you	ease expe i may not o	nse for each vehic claim the expense	cle below. You for more than
Ve	hicle 1 Describe Vehicle 1:					
13a	Ownership or leasing costs using IRS Local Standard		\$	0.00		
13b	. Average monthly payment for all debts secured by Vehicle 1. Do not include costs for leased vehicles.					
	To calculate the average monthly payment here and on line 1 contractually due to each secured creditor in the 60 months after Then divide by 60.		are			
	Name of each creditor for Vehicle 1	Average monthly payment				
		\$				
	Total Average Monthly Payment	\$	Copy here => -\$	0	Repeat this amount on line 33b.	
130	Net Vehicle 1 ownership or lease expense Subtract line 13b from line 13a. if the numbert is less than \$0,	, enter \$0	\$	0.00	Copy net Vehicle 1 expense here => \$	0.00
Ve	hicle 2 Describe Vehicle 2:				J	
13d	. Ownership or leasing costs using IRS Local Standard		\$	0.00		
13e	. Average monthly payment for all debts secured by Vehicle 2. D leased vehicles.	o not include costs for				
	Name of each creditor for Vehicle 2	Average monthly payment				
	Control of the Contro	\$				
	Total average monthly payment	\$	Copy here => -\$	0.0	Repeat this amount on line 33c.	
13f.	Net Vehicle 2 ownership or lease expense	Sec.			Copy net	
	Subtract line 13e from line 13d. if this number is less than \$0,	enter \$0	\$	0.00	Vehicle 2 expense here => \$	0.00
14.	Public transportation expense: If you claimed 0 vehicles i Public Transportation expense allowance regardless of w			ds, fill in t	 :he \$	217.00
15.	Additional public transportation expense: If you claimed 1 deduct a public transportation expense, you may fill in what you more than the IRS Local Standard for Dublic Transportation.	or more vehicles in line	11 and if you cla			0.00

RIVERA PEREZ, LUIS IGNACIO & MORALES MORENO, SILVIA ENID

Case number (if known)

					World More mark	
Othe	r Necessary Expenses	In addition to the expense the following IRS categoric	deductions listed above, yees.	ou are allowed your monthly expenses	for	
16.	self-employment taxes, soo pay for these taxes. Howev	cial security taxes, and Medio er, if you expect to receive a monthly amount that is withh	care taxes. You may includ tax refund, you must divide	ocal taxes, such as income taxes, e the monthly amount withheld from yo e the expected refund by 12 and subtra	our act \$	248.22
a -			duations that your job roqui	ires, such as retirement contributions,		
17.	union dues, and uniform c		ductions that your job requi	res, such as retirement contributions,		
			b, such as voluntary 401(k) contributions or payroll savings.	\$	72.52
18.	together, include payments	s that you make for your spot or life insurance on your dep	use's term life insurance.	nsurance. If two married people are filin		0.00
19.	Court-ordered payments agency, such as spousal o	:: The total monthly amount to r child support payments.	that you pay as required by	the order of a court or administrative		
	Do not include payments of	on past due obligations for	spousal or child support. Y	ou will list these obligations in line 35	i. \$	0.00
20.	Education: The total mont	thly amount that you pay for	education that is either req	uired:		
	as a condition for your j					
	for your physically or me	entally challenged depender	t child if no public education	on is available for similar services.	\$	0.00
24		THE STATE OF THE S		ing, daycare, nursery, and preschool.		
	Do not include payments for	or any elementary or second	ary school education.		\$	0.00
22.	required for the health and savings account. Include of	kpenses, excluding insura welfare of you or your deper only the amount that is more ance or health savings accou	ndents and that is not reiml e than the total entered in		is n \$	0.00
23.	you and your dependents, service, to the extent neces is not reimbursed by your of Do not include payments	such as pagers, call waiting ssary for your health and we employer.	, caller identification, speci- lfare or that of your depend nternet and cell phone ser	u pay for telecommunication services f al long distance, or business cell phono lents or for the production of income, if rvice. Do not include self-employment ant you previously deducted.	e it	0.00
24.	Andrew 1 · • C. 2007 record in administrative consequent model (i.e. primas accordance) is termine in several or	allowed under the IRS exp			\$	2,532.74
	Add lines 6 through 23.					
Add	itional Expense Deductio	ns These are additiona	I deductions allowed by the	Means Test.		
		Note: Do not include	e any expense allowances I	listed in lines 6-24.		
25.	Health insurance, disabi insurance, disability insura dependents.	lity insurance, and health	savings account expens	ses. The monthly expenses for health necessary for yourself, your spouse, or	· your	
	Health insurance		\$125.40			
	Disability insurance		\$0.00			
	Health savings account		+ \$0.00	_		
	Total		\$125.40_	Copy total here=>	\$	125.40
	Do you actually spend this	s total amount?		_		
		you actually spend?				
	Yes		\$			
26.	Continued contributions continue to pay for the rea household or member of y	sonable and necessary care	and support of an elderly, unable to pay for such exp	actual monthly expenses that you will chronically ill, or disabled member of y penses. These expenses may include	our \$	0.00
27.	Protection against famil		necessary monthly expens	ses that you incur to maintain the safet her federal laws that apply.	y of	
		ep the nature of these expen			\$	0.00
	by iam, the court must kee	The rigidity of those expens				227 (24-54-27-247

Debtor 1	
Debtor 2	

RIVERA PEREZ, LUIS IGNACIO & MORALES

MORENO, SILVIA ENID

Case number (if known)

	Additional home energy costs. Your home energy costs are included in your insurance and operating expenses on line 8.		
	f you believe that you have home energy costs that are more than the home energy costs included in expenses on line 8, hen fill in the excess amount of home energy costs.		
	ou must give your case trustee documentation of your actual expenses, and you must show that the additional amount claimed is reasonable and necessary.	\$.	0.00
\$	Education expenses for dependent children who are younger than 18. The monthly expenses (not more than \$170.83* per child) that you pay for your dependent children who are younger than 18 years old to attend a private or public elementary or secondary school.		
	You must give your case trustee documentation of your actual expenses, and you must explain why the amount claimed is easonable and necessary and not already accounted for in lines 6-23.		
*	Subject to adjustment on 4/01/22, and every 3 years after that for cases begun on or after the date of adjustment.	\$	0.00
ti	Additional food and clothing expense. The monthly amount by which your actual food and clothing expenses are higher han the combined food and clothing allowances in the IRS National Standards. That amount cannot be more than 5% of he food and clothing allowances in the IRS National Standards.		
	To find a chart showing the maximum additional allowance, go online using the link specified in the separate instructions for his form. This chart may also be available at the bankruptcy clerk's office.		
Y	You must show that the additional amount claimed is reasonable and necessary.	\$.	42.20
	Continuing charitable contributions. The amount that you will continue to contribute in the form of cash or financial instruments to a religious or charitable organization. 11 U.S.C. § 548(d)(3) and (4).		
E	Do not include any amount more than 15% of your gross monthly income.	\$.	0.00
32 4	Add all of the additional expense deductions.	\$	167.60
	Add lines 25 through 31.	-	
	ctions for Debt Payment		
33. Fo an To	or debts that are secured by an interest in property that you own, including home mortgages, vehicle loans, and other secured debt, fill in lines 33a through 33e. To calculate the total average monthly payment, add all amounts that are contractually due to each secured creditor in		
33. Fo an To	or debts that are secured by an interest in property that you own, including home mortgages, vehicle loans, and other secured debt, fill in lines 33a through 33e. It is calculate the total average monthly payment, add all amounts that are contractually due to each secured creditor in e 60 months after you file for bankruptcy. Then divide by 60. Mortgages on your home		age monthly
33. Fo an To the	or debts that are secured by an interest in property that you own, including home mortgages, vehicle loans, and other secured debt, fill in lines 33a through 33e. It is calculate the total average monthly payment, add all amounts that are contractually due to each secured creditor in e 60 months after you file for bankruptcy. Then divide by 60. Mortgages on your home	рауп	ient
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Debtor 1	
Debtor 2	

RIVERA PEREZ, LUIS IGNACIO & MORALES

MORENO, S	ILVIA	ENID
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Case number (if known)

	0.1.1						
	Go to line 35. State any amount that you must pay to a creditor, in a	ddition to the navment	e lieted	in			
⊔ Yes.	line 33, to keep possession of your property (called the 60 and fill in the information below.	cure amount). Next, div	ide by				
Name of the	creditor Identify property that sec	ures the debt	То	tal cure amount		nthly c	ure
-NONE-			- \$ _		- 60 = \$		U) E7
					Сору		
		Т	otal \$	0.00	total here=>	\$	0.00
35. Do yo u	owe any priority claims - such as a priority tax, child t due as of the filing date of your bankruptcy case?	I support, or alimony	- that	1 - 1 - 1 - 1			
	Go to line 36.	11 0.0.0. 3 007.					
	Fill in the total amount of all of these priority claims.	not include current o	r ongoi	na			
■ Yes	priority claims, such as those you listed in line 19.	o not moidde canont o	ongo	···g			
	Total amount of all past-due priority claims		. \$	858.00	÷ 60	\$	14.30
36. Project	ed monthly Chapter 13 plan payment		\$.	300.44			
Office o Executiv	multiplier for your district as stated on the list issued by f the United States Courts (for districts in Alabama and we Office for United States Trustees (for all other districts list of district multipliers that includes your district, go online us instructions for this form. This list may also be available at the	North Carolina) or by ti). ing the link specified in the	X	8.30	Comunitatel		
				24.04	Copy total	6	24.9
Average	monthly administrative expense			\$	nere		
***************************************			1	\$	nere->	\$	962.24
37. Add a	e monthly administrative expense Il of the deductions for debt payment. nes 33e through 36.			\$	nere-2	\$	962.24
37. Add a Add lir	Il of the deductions for debt payment.			\$	nere->	\$	962.24
37. Add a Add lir Total Dedu	Il of the deductions for debt payment. nes 33e through 36.			\$	nere-/	\$	962.24
37. Add a Add lir Total Dedu 38. Add all	Il of the deductions for debt payment. nes 33e through 36. ctions from Income of the allowed deductions. line 24, All of the expenses allowed under IRS	\$\$	2.74	\$	nere->	\$	962.24
37. Add a Add lir Total Dedu 38. Add all Copy expen	Il of the deductions for debt payment. nes 33e through 36. ctions from Income of the allowed deductions.		2.74 7.60	\$	nere-/	\$	962.24
37. Add a Add lir Total Dedu 38. Add all Copy expen Copy	Il of the deductions for debt payment. nes 33e through 36. ctions from Income of the allowed deductions. line 24, All of the expenses allowed under IRS se allowances	\$16		\$	nere-/	\$	962.24

RIVERA PEREZ, LUIS IGNACIO & MORALES MORENO, SILVIA ENID

Case number (if known)

Part 2	De	termine rou	r Disposable Income Under 11 U	.5.0. 9 1325	(ט)(צו					
	39. Copy your total current monthly income from line 14 of Form 122C-1, Chapter 13 Statement of Your Current Monthly Income and Calculation of Commitment Period.								\$	3,938.08
40. Fill in any reasonably necessary income you receive for support for dependent children. The monthly average of any child support payments, foster care payments, or disability payments for a dependent child, reported in Part I of Form 122C-1, that you receive in accordance with applicable nonbankruptcy law to the extent reasonably necessary to be expended for such child.							eived ;	s 0	0.00	
41. Fill in all qualified retirement deductions. The monthly total of all amounts that your employer withheld from wages as contributions for qualified retirement plans, as specified in 11 U.S.C. § 541(b)(7) plus all required repayments of loans from retirement plans, as specified in 11 U.S.C. § 362(b)(19).						s0	0.00			
42.	Total of	all deduction	ns allowed under 11 U.S.C. § 707	(b)(2)(A). C	opy line	e 38 here :	=> ;	3,662	2.58	
	and you expense	have no reaso s. You must g	al circumstances. If special circur onable alternative, describe the spe live your case trustee a detailed exp the expenses.	cial circumst	tances	and their				
Des	cribe th	e special cir	cumstances			Amount of exp	ense	N. A.		
			W		\$.			_		
					\$			-		
					_ \$					
				Total	\$	0.00		opy ere=> \$	0.00	
44.	Total ad	ijustments. A	dd lines 40 through 43			=> [\$	3,662.58	Copy here=> -\$	3,662.58
45.	Calculat	te your mont	hly disposable income under §	1325(b)(2). S	Subtrac	t line 44 from li	ine 39).,	\$	275.50
Part 3	Ch	ange in Inco	me or Expenses							
1	in this fo bankrupt example, column,	rm have chan cy petition an , if the wages enter line 2 in	r expenses. If the income in Form ged or are virtually certain to chang d during the time your case will be reported increased after you filed y the second column, explain why the fill in the amount of the increase.	e after the dopen, fill in the our petition,	ate you he infor check	filed your mation below. F 122C-1 in the fir	or rst			
Forn	n	Line	Reason for change			Date of change	е	Increase or decrease?	Amount of chang	је
1 1 1 1 1	22C-1 22C-2 22C-1 22C-2 22C-1 22C-2 22C-1 22C-2							☐ Increase ☐ Decrease ☐ Increase ☐ Decrease ☐ Increase ☐ Decrease ☐ Increase ☐ Increase ☐ Decrease ☐ Decrease	\$ \$ \$	
							Bush.			

RIVERA PEREZ, LUIS IGNACIO & MORALES

MORENO, SILVIA ENID

Case number (if known)

19-03569

Part 4:

Sign Below

By signing here, under penalty of perjury you declare that the information on this statement and in any attachments is true and correct.

X /s/ LUIS IGNACIO RIVERA PEREZ

LUIS IGNACIO RIVERA PEREZ

Signature of Debtor 1

Date August 26, 2019

MM / DD / YYYY

X /s/ SILVIA ENID MORALES MORENO

SILVIA ENID MORALES MORENO

Signature of Debtor 2

Date August 26, 2019

MM / DD / YYYY

Label Matrix for local noticing 0104-3 Case 19-03569-ESL13 District of Puerto Rico Old San Juan Mon Aug 26 08:51:31 AST 2019 SCOTIABANK DE PUERTO RICO FORTUNO & FORTUNO FAS PO BOX 9300 SAN JUAN, PR 00908-0300

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LUIS IGNACIO RIVERA PEREZ URB PALACIOS REALES 109 TOA ALTA, PR 00953

SILVIA ENID MORALES MORENO URB PALACIOS REALES 109 TOA ALTA, PR 00953 ORIENTAL BANK CCU
CCU BANKRUPTCY DEPARTMENT
PO BOX 364745
SAN JUAN, PR 00936-4745

US Bankruptcy Court District of P.R. Jose V Toledo Fed Bldg & US Courthouse 300 Recinto Sur Street, Room 109 San Juan, PR 00901-1964

Banco Santander Puerto PO Box 362589 San Juan, PR 00936-2589

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ALEJANDRO OLIVERAS RIVERA ALEJANDRO OLIVERAS CHAPTER 13 TRUS PO BOX 9024062 SAN JUAN, PR 00902-4062

ROBERTO FIGUEROA CARRASQUILLO PO BOX 186 CAGUAS, PR 00726-0186

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g) (4).

Internal Revenue Service PO Box 21126 Philadelphia, PA 19114-0326 End of Label Matrix
Mailable recipients 24
Bypassed recipients 0
Total 24